



United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

October 24, 2007

By Facsimile

Honorable Loretta A. Preska
United States District Judge
United States Courthouse
500 Pearl Street
New York, NY 10007

Re: United States v. James Lyons,
07 Cr. 890 (LAP)

Dear Judge Preska:

① This letter seeks confirmation that the conference scheduled for Monday, October 22, 2007, has been adjourned until Tuesday, November 27, 2007 at 9:00 a.m.

② The Government also respectfully requests (with the consent of the defendant) that the Court exclude the time under the Speedy Trial Act until November 27, 2007, because the ends of justice served by excluding time under the Speedy Trial Act outweigh the best interest of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(8). During this period, the defendant will continue to evaluate the Government's discovery and the parties will continue their discussions regarding a possible disposition of this case.

SO ORDERED

Loretta A. Preska
LORETTA A. PRESKA
UNITED STATES DISTRICT JUDGE

October 25, 2007
By:

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney

By: *Parvin Moyne*
Parvin Moyne
Assistant United States Attorney
Telephone: (212) 637-2510

cc: Fiona Doherty, Esq. (by facsimile)